

Applicant : Jian Bai, Steven M. Fischer and J. Michael Flanagan  
Appl. No. : 10/806,907  
Examiner : Paul M. Gurzo  
Docket No. : 10980322-5 (12089.4004)

REMARKS

The only substantive rejection is under the judicially created doctrine of obviousness-type double patenting. A terminal disclaimer is transmitted herewith. Clarifying amendments are made to the claims.

Should the Examiner have any questions or comments, the undersigned can be reached at (949) 567-6700.

The Commissioner is authorized to charge any fee which may be required in connection with this Amendment to deposit account No. 50-1078.

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP

Dated: June 23, 2005

By: 

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